

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re Application of
BAYER HEALTHCARE LLC, Petitioner,
For an Order Pursuant to 28 U.S.C. 1782 to
Take Discovery for Use in Foreign
Proceedings, Pursuant to the Federal Rules
of Civil Procedure of Respondent Nektar
Therapeutics

No. C 14-80138 WHA


**ORDER TO SHOW CAUSE AND
ORDER EXTENDING
JURISDICTION**

Bayer HealthCare LLC commenced this miscellaneous discovery proceeding in May 2014. In June 2014, the parties jointly represented that they had reached a “comprehensive agreement concerning discovery. Accordingly, there are no remaining disputes at this time.” Jurisdiction was retained until August 29. A September 2014 order then granted a joint motion to extend jurisdiction until October 13. On September 24, the parties appeared for a hearing and represented that they had resolved their discovery dispute.

Now, Bayer represents that on “October 2, after the close of business, Nektar [Therapeutics] produced over 2,100 new documents.” By **NOON ON OCTOBER 14**, Nektar shall show cause why this production came so late. Nektar’s response shall not exceed three pages. This order extends jurisdiction until October 28, 2014.

IT IS SO ORDERED.

Dated: October 9, 2014.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE